

Senate Bill No. 678

Passed the Senate June 6, 2007

Secretary of the Senate

Passed the Assembly September 4, 2007

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2007, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Section 11011.26 to the Government Code, relating to state property, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 678, Wiggins. Surplus state property: County of Napa.

Existing law authorizes the Director of General Services to dispose of state surplus property, subject to specified conditions, including authorization by the Legislature.

This bill would authorize the director to sell or exchange, at current fair market value, all or part of a specified parcel of state property to the County of Napa upon those terms, conditions, reservations and exceptions the director determines are in the best interest of the state, by January 1, 2010. The bill would require any agreement for the sale or exchange of the property to include a provision that requires the County of Napa to retain title to the property for use as a park or wilderness preserve, or in the event of a future sale of that property by the county, require the county, by recorded easement, to limit future uses of the property to a park or wilderness preserve. The bill would also require reimbursement of the Department of General Services for any cost or expense incurred in the disposition of the property from the proceeds of the disposition of the property. The bill would require the net proceeds of any moneys received from the disposition of the property to be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount, a continuously appropriated fund, thereby resulting in an appropriation.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. Section 11011.26 is added to the Government Code, to read:

11011.26. (a) Except as provided in subdivisions (b) and (c), the Director of General Services may sell or exchange at current fair market value to the County of Napa, upon those terms and conditions and subject to those reservations and exceptions the

director determines are in the best interests of the state, all or any part of the following real property, by January 1, 2010, after which date, if not sold or exchanged, the property is no longer surplus:

Approximately 850 acres of property, located at the Napa State Hospital, 2100 Napa Vallejo Highway, Napa, Napa County.

(b) Notwithstanding the terms and conditions negotiated pursuant to subdivision (a), in no event may the director sell or exchange the property identified in subdivision (a) at a value less than current fair market value.

(c) An agreement for the sale or exchange of the property identified in subdivision (a), pursuant to subdivisions (a) and (b), shall require the County of Napa to retain title to the entire property sold or exchanged for use as a park or wilderness preserve, or in the event of the future sale or exchange of that property by the County of Napa, shall require the County of Napa, by recorded easement, to limit future uses of the property to a park or wilderness preserve.

(d) The Department of General Services shall be reimbursed for any cost or expense incurred in the disposition of the property described in subdivision (a) from the proceeds of the disposition. The net proceeds of any moneys received from the disposition of the property shall be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount, as established by subdivision (f) of Section 20 of Article XVI of the California Constitution.

Approved _____, 2007

Governor